

AT 3721

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<b>TRANSMITTAL LETTER</b> (General - Patent Pending)	Docket No. 00-065
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In Re Application Of: PACKES, JR., et al.

Application No. <b>09/930,717</b>	Filing Date <b>August 15, 2001</b>	Examiner <b>Paradiso, John</b>	Customer No. <b>22927</b>	Group Art Unit <b>3721</b>	Confirmation No. <b>2438</b>
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Title:

**SYSTEM AND METHOD FOR AUTOMATED PLAY OF LOTTERY GAMES**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**Comments on Examiner's Interview Summary, 3 pp.; and  
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in the above identified application.

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*Michael Downs*

Signature

Dated: **August 31, 2004**

**Michael D. Downs**  
**Attorney for Applicants**  
**PTO Registration No. 50,252**  
**Walker Digital, LLC**  
**203.461.7292/phone**  
**203.461.7300/fax**

**Mdowns@walkerdigital.com**

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**Veronika S. Leliever**

Typed or Printed Name of Person Mailing Correspondence

CC:

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****CUSTOMER NO. 22927**

**Applicants:** Packes, Jr., et al.  
**Application No.:** 09/930,717  
**Filed:** August 15, 2001  
**Title:** SYSTEM AND METHOD FOR AUTOMATED PLAY  
OF LOTTERY GAMES  
**Attorney Docket No.:** 00-065  
**Group Art Unit:** 3721  
**Examiner:** PARADISO, John  
(703) 308-2825 /voice  
(703) 872-9302 /fax

**COMMENTS ON EXAMINER'S INTERVIEW SUMMARY****mailed August 2, 2004 (Paper No. 07302004)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Dear Examiner:

In response to the Interview Summary mailed August 2, 2004 (Paper No. 07302004), please consider the following remarks.

This document is filed by Applicants' representative on behalf of the present Applicants for patent. Accordingly, references in this document to "we," "us," "our," and the like will be understood as indicating the present Applicants.

## **REMARKS**

### **A. Additional Comments on Telephone Interview**

We would again like to thank the Examiner for the helpful telephone conversation held on July 30, 2004, with our representative.

A summary of the Telephone Interview is included in the Amendment & Response mailed on August 2, 2004. During the Telephone Interview, the Examiner also clarified that "automated session" was being interpreted as being any session in which some aspect of play was not physically performed by the player. The Examiner noted that in Adams the player does not spin the reels directly by hand (they are spun by the machine), and thus any play of the Adams machine was interpreted as being an "automated session."

### **B. Clarification of Examiner's Interview Summary**

We wish to clarify a statement made by the Examiner in the Examiner's Interview Summary mailed August 2, 2004. The Examiner states: "Applicant [sic] expressed concern that [the Examiner's interpretation of 'automated session' as stated in paragraph 6 of the Final Rejection] implies that if a player at some point has to say 'I'd like to play' and then initiates a play, either manually or automatically, that precludes any possibility of automated sessions."

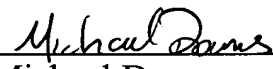
We believe the Examiner misunderstood our representative. In trying to understand the scope of the Examiner's interpretation of "automated session," our representative queried whether the Examiner's interpretation of an "automated session" would include any session in which a player makes any type of indication of a desire to play a game (*e.g.*, pressing a "spin" button; saying "I'd like to play") and play is conducted at a machine in response to this indication. Our representative was not "concern[ed]" about any implications of the Examiner's interpretation, but was trying to understand better the Examiner's basis for rejection and interpretation of the cited reference.

**C. Conclusion**

If the Examiner has any questions regarding these remarks or the present application, the Examiner is cordially requested to contact Michael Downs at telephone number (203) 461-7292 or via electronic mail at [mdowns@walkerdigital.com](mailto:mdowns@walkerdigital.com).

Respectfully submitted,

August 31, 2004  
Date

  
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Michael Downs  
Attorney for Applicants  
Registration No. 50,252  
[mdowns@walkerdigital.com](mailto:mdowns@walkerdigital.com)  
(203) 461-7292 /voice  
(203) 461-7300 /fax